

Atty. Dkt. No. 033948-0126

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: GARDNER, David K. and LANE,
Michelle T.

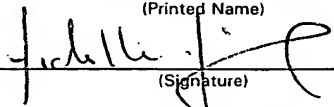
Title: MAMMALIAN GAMETE AND
EMBRYO CULTURE MEDIA
SUPPLEMENT AND METHOD
OF USING SAME

Appl. No.: 10/764,821

Filing Date: 01/26/2004

Examiner: J. Eric Angell

Art Unit: 1635

<p>CERTIFICATE OF MAILING</p> <p>I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date below.</p> <p><u>Michelle Manning</u> (Printed Name)</p> <p><u></u> (Signature)</p> <p><u>June 28, 2004</u> (Date of Deposit)</p>

INFORMATION DISCLOSURE STATEMENT
UNDER 37 CFR §1.56

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Sir:

Applicants submit herewith on Form PTO-1449 a listing of documents known to Applicant in order to comply with Applicant's duty of disclosure pursuant to 37 C.F.R. § 1.56, including the documents cited by or submitted to the United States Patent & Trademark Office in parent application Serial No. 09/877,395. As provided in 37 C.F.R. §1.98(d), copies of the documents cited or submitted during the prosecution of application Serial No. 09/877,395, filed 06/08/2001, are not being provided since they were previously submitted to the United States Patent & Trademark Office. A copy of each remaining non-U.S. patent and non-U.S. patent application document is being submitted to comply with the provisions of 37 C.F.R. §§ 1.97 and 1.98.

The USPTO has waived the requirement under 37 CFR 1.98(a)(2)(i) to submit copies of U.S. patents and U.S. patent application publications when citing and submitting an Information Disclosure Statement in a patent application filed after June 30, 2003 and in an

international application that has entered the national stage under 37 USC §371 after June 30, 2003. Accordingly, copies of these types of documents are not being supplied in connection with this application. Reference is being made to Pre-OG Notice from Office of Patent Legal Administration dated July 25, 2003, *Information Disclosure Statements May Be Filed Without Copies of U.S. Patents and Published Applications in Patent Applications filed after June 30, 2003*.

The submission of any document herewith, which is not a statutory bar, is not intended as an admission that such document constitutes prior art against the claims of the present application or that such document is considered material to patentability as defined in 37 CFR §1.56(b). Applicants do not waive any rights to take any action which would be appropriate to antedate or otherwise remove as a competent reference any document which is determined to be a *prima facie* art reference against the claims of the present application.

TIMING OF THE DISCLOSURE

The Form PTO-1449 and accompanying documents are being submitted in compliance with 37 CFR §1.97(b), before the mailing date of the first Office Action on the merits.

RELEVANCE OF EACH DOCUMENT

An English translation of the single foreign-language document (EP 0220379) is not readily available. However, an English language abstract of the foreign language document is included with the foreign-language document.

Applicants respectfully request that any listed document be considered by the Examiner and be made of record in the present application and that an initialed copy of Form PTO-1449 be returned in accordance with MPEP §609.

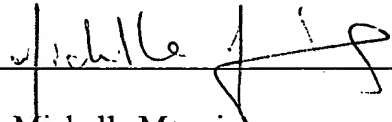
The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 CFR §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 50-2350. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or

even entirely missing, the Commissioner is authorized to charge the unpaid amount to
Deposit Account No. 50-2350.

Respectfully submitted,

Date June 28, 2004

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By 

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Form PTO-1449
(MODIFIED)U.S. DEPARTMENT OF COMMERCE
PATENT AND TRADEMARK OFFICE

ATTY. DOCKET NO.

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SERIAL NO.

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INFORMATION DISCLOSURE CITATION

APPLICANT

GARDNER, David K. and LANE, Michelle T.

FILING DATE

01/26/2004

GROUP ART UNIT

1635

(Use several sheets if necessary)

U.S. PATENT DOCUMENTS

EXAMINER INITIAL	REF	DOCUMENT NUMBER	DATE	NAME	CLASS	SUB- CLASS	FILING DATE IF APPROPRIATE
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		4,327,177	04/27/1982	Shrimpton			
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		WO 99/67364	29 Dec 1999	PCT				
		WO 00/32140	8 Jun 2000	PCT				
		WO 92/21234	10 Dec 1992	PCT				
		EP 0 220 379	3 Jul 1986	Europe				
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Form PTO-1449 (MODIFIED)	U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE	ATTY. DOCKET NO. 033948-0126	SERIAL NO. 10/764,821
INFORMATION DISCLOSURE CITATION (Use several sheets if necessary)		APPLICANT GARDNER, David K. and LANE, Michelle T.	
		FILING DATE 01/26/2004	GROUP ART UNIT 1635
OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)			
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